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May 2, 2022

**VIA ECF**

Hon. Analisa Torres  
United States District Judge  
Southern District of New York  
Daniel Patrick Moynihan  
United States Courthouse  
500 Pearl St.  
New York, NY 10007-1312

**Re: Joint Motion RE: Initial Pretrial Conference and Case Management Plan and Scheduling Order**

Stephen Gannon v. 13-15 Essex Street, LLC Cafe Grumpy LES, L.L.C., et al.  
Case # 1:22-cv-1671

Dear Judge Torres,

This law firm represents Plaintiff Stephen Gannon ("Plaintiff") in this action. Pursuant to the Court's Initial Pretrial Scheduling Order dated March 7, 2022 (docket no. 9), all parties were to submit a joint letter and jointly propose a Case Management Plan and Scheduling Order by today, May 2, 2022.

This letter motion is jointly filed by Adam Ford, counsel to Plaintiff, and Richard Peskin, counsel for Defendant Cafe Grumpy Les L.L.C. ("Cafe Grumpy", who is the tenant in the subject location of this ADA-related lawsuit). Property owner 13-15 Essex Street, LLC has not appeared or had a representative reach out to Plaintiff's counsel and is therefore not a part of this joint motion filing.

Plaintiff and Defendant Cafe Grumpy jointly petition the Court to postpone until May 20, 2022, the date for the filing of the proposed Case Management Plan and Scheduling Order and ask that the initial pretrial conference be scheduled for a time after that date as is

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convenient for the Court. Plaintiff intends to obtain a default certificate and move for a default judgment in the interim unless Defendant 13-25 Essex Street makes an appearance.

The undersigned Parties believe that this adjournment of the deadline, and related initial pretrial conference, is in the best interests of judicial economy. It also gives them a chance to pursue settlement discussions, which have begun preliminarily already.

We thank the court for its attention in this matter.

Respectfully Submitted,

/s/ Adam Ford  
Ford & Huff LC

/s/ Richard S. Peskin  
Attorney at Law

GRANTED.

SO ORDERED.

Dated: May 5, 2022  
New York, New York

  
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ANALISA TORRES  
United States District Judge